IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

B. KURT PRICE, et al.,

Plaintiff,

C.A. No. 04-956-GMS

v.

L. AARON CHAFFINCH, et al.,

Defendants.

CHRISTOPHER FORAKER,

Plaintiff,

C.A. No. 04-1207-GMS

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L. AARON CHAFFINCH, et al.,

Defendants.

NOTICE OF DEPOSITION

Thomas Stephen Neuberger, Esq. TO: Stephen J. Neuberger, Esq. The Neuberger Firm, P.A. Two East Seventh Street, Suite 302 Wilmington, DE 19801

PLEASE TAKE NOTICE that, pursuant to the Federal Rules of Civil Procedure,

Defendants L. Aaron Chaffinch, Thomas F. MacLeish, and the Division of State Police, by their attorneys, will take the deposition of B. Kurt Price on October 19, 2005, before an officer authorized to administer oaths, at the offices of Montgomery, McCracken, Walker & Rhoads, LLP, 300 Delaware Avenue, Wilmington, DE 19801, commencing at 10:00 a.m.

You are invited to attend and participate.

Dated: September 20, 2005

Richard M. Donaldson (DE Bar No. 4367)

Noel C. Burnham (DE Bar No. 3483)

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Counsel for Defendants

CERTIFICATE OF SERVICE

I, Noel C. Burnham, hereby certify that on this day, I caused a true and correct copy of the foregoing Notice of Deposition, to be served by U.S. First Class Mail, postage prepaid, upon the following:

Thomas Stephen Neuberger, Esq. Two East Seventh Street Suite 302 Wilmington, DE 19801

Attorney for Plaintiff

Dated: September 20, 2005

Noel C. Burnham (DE Bar No. 3483)